

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

CHARLOTTE BENNETT,

Plaintiff,

v.

ANDREW CUOMO,  
MELISSA DEROSA,  
JILL DESROSIERS, and  
JUDITH MOGUL,

Defendants.

Case No. 22-cv-7846-VSB

**NOTICE OF MOTION TO  
DISMISS**

**PLEASE TAKE NOTICE** that Defendant Judith Mogul will and hereby does respectfully move the Court, before the Honorable Vernon S. Broderick, United States District Judge for the Southern District of New York, United States Courthouse, 40 Foley Square, New York, New York 10007, on a date and time designated by the Court, for the entry of an Order pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure granting Mogul's Motion to Dismiss and dismissing the Fifth and Ninth Causes of Action against Mogul in their entirety, with prejudice, and granting such other relief as this Court deems just and proper. This request for relief is based upon this Notice of Motion, the accompanying Memorandum of Law in Support of Motion to Dismiss dated November 18, 2022, and any additional materials and oral argument that Mogul may submit to the Court.

Dated: November 18, 2022

Respectfully submitted,

By: /s/ Michael Delikat  
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cc: All Counsel of Record (via ECF)